

THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION NO.14167 OF 1996

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DATED: 31st OCTOBER, 2006.

B :

1. Kethireddy Venkat Rami Reddy and
3 Others. .. Petitioners

And

1. The Union of India, rep. by its Secretary,
Law Department Sastry Bhavan,
New Delhi and 4 others. ... Respondents

THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION NO.14167 OF 1996

ORDER :

This writ petition is filed seeking a declaration that the inclusion of Darbhagudem village and its hamlet Lakshmipuram, Jeelugumilli Revenue Mandal, West Godavari District in the scheduled areas is arbitrary, illegal and without jurisdiction and consequently to declare that the proceedings of the A.P. Scheduled Areas Land Transfer Regulation 1 of 1959 as amended by Regulation 1 of 1970 are not applicable to the village in question.

An identical question has been considered by a Division Bench of this Court in W.P.No.7337 of 1992 and batch. The Division Bench while dismissing the writ petitions, by order dated 29-10-1997 as premature observed as under :

"... .. If the petitioners so wish, they may make representation to the Governor with all relevant material and this Court hopes and trusts that the Governor will look into that representation along with the relevant material which may be submitted along with the representation and then take a decision accordingly, either to report to the President or not, with regard to the plea of the petitioners for deletion of the named villages from the purview of the scheduled areas. The petitioners may avail of one month's period from the date of receipt of a copy of this order for making such representation and having regard to the fact that there is unrest in the areas concerned and also law and order problem, the representation may be considered by the Governor as expeditiously as possible and preferably within a period of four months from the date of submission of such a representation. All interim orders hitherto granted stand vacated."

Since the petitioners herein also stand on the same footing,

following the order in the above batch of writ petitions, this writ petition is dismissed leaving it open to the petitioners to make a representation to the Governor in terms of the observations made by the Division Bench. No order as to costs.

G. ROHINI, J.

Dt. 31-10-2006
gbs

